

United States District Court
D.R.F.

• BRYAN SENEAMY,
Plaintiff RECEIVED

- V.-

JUL 19 2022

COMPLAINT

CA. NO.: _____

U.S. DISTRICT COURT
DISTRICT OF R.I.

• R.I.D.O.C.
Defendant

I. JURISDICTION & VENUE

• 1. This is a Civil action authorized by 42 U.S.C. § 1983, I seek Declaratory relief pursuant to 28 U.S.C § 2201, as well as injunctive relief pursuant to 28 U.S.C § 2202.

• 2. The U.S. District Court for the District of Rhode Island is an appropriate venue to hear this case.

II. PLAINTIFF

• 3. The PLAINTIFF, BRYAN SENEAMY IS currently a prisoner in the custody of the DEFENDANT, RIDOC.

III. DEFENDANT

- 4. The DEFENDANT, RIDOC, is sued in IT'S OFFICIAL CAPACITY. (RIDOC signifies Rhode Island Department of Corrections).

IV. FACTS

- 5. On ~~0000 0000~~ 4/19/2016 I had been disciplined for allegedly damaging the video court unit & then sanctioned to \$8.00 (eight dollars & zero cents) of RESTITUTION.
- 6. On 5/10/2016 I was criminally charged for the alleged destruction of the video court unit described in paragraph 5 of this COMPLAINT.
- 7. CASE NO: 31-2016-04187 for the Damage to Public Property Video/Audio Transmitting Unit (12-44-12 of RIGL) was dismissed on 5/24/2018 pursuant to RULE 48 A of RI COURT RULES.

- *8. When the aforementioned charge had been dismissed I was in the custody of the E.S.H. of B.H.D.D.H. & had been for many months.
- *9. On 11/1/2018 while incarcerated @ the WORCESTER HOUSE OF CORRECTIONS, my INMATE ACCOUNT @ THE RIDOC ACT had been placed into debt for RESTITUTION FOR DESTRUCTION OF VIDEO COURT UNIT.
- *10. According to the INMATE ACCOUNT SUMMARY which I have submitted with the MOTION TO PROCEED IN FORMA PAUPERIS for this here COMPLAINT on 11/1/2018 I accrued a DEBT OF \$4,699.⁰⁰ for RESTITUTION for DESTRUCTION

OF VIDEO COURT UNIT.

V. EXHAUSTION OF REMEDIES

- 11. On 3/29/22 I submitted a LEVEL 1 GRIEVANCE FORM to resolve my issues for which the DEPUTY WARDEN PENNLESSY responded (allegedly) on 4/3/2022 as "UNPROCESSED" because I violated RTDOC POLICY for not submitting the GRIEVANCE within 7 days.
- 12. On 4/12/22 I had submitted my LEVEL 2 —
IT WAS NOT RESPONDED TO.
- 13. NOTE: I'm sorry to waste this court's TIME on such matters that the decentralization of RTBSCO / RTDOC could resolve for the benefit of this STATE & NATION.)

VI. LEGAL CLAIMS

- 24. The DEFENDANT RIDOC has violated the PLAINTIFF's 14TH Amendment Right to DUE PROCESS of the U.S. CONST. as described in paragraph 24 of this COMPLAINT. (When I was not even in their custody mind you!) by placing me into DEBT for an INFRACTION for which I had already been Sanctioned to \$8.~~.00~~ of RESTITUTION as described in paragraph 5 of this COMPLAINT pursuant to RIDOC POLICY, & the DEBT described in paragraph 24 of this COMPLAINT does not conform to the RIDOC POLICY'S process concerning such a sanction.

- 25. As described in paragraph 24 of this COMPLAINT, the DEFENDANT

has violated ART. 1 SEC. 2 of
the RI. STATE CONST. .

16. The DEFENDANT RIDOC has
violated the plaintiff's LIBERTY
INTEREST RIGHT of the 14TH
AMENDMENT of the US CONST.
as described in paragraph 15
of this COMPLAINT.

17. As a sh- obvious act
of RETALIATION by the
DEFENDANT upon the PLAINTIFF
as described in paragraph 7
of this COMPLAINT because the
CRIMINAL CHARGE was dismissed,
The DEFENDANT has violated the
PLAINTIFF's 8TH AMENDMENT
RIGHT to the U.S.CONST.

18. As described in paragraph 17
of this COMPLAINT the DEFENDANT has

VIOLATED THE PLAINTIFF'S ART. I
SEC. 8 RIGHT OF THE RT. STATE
CONST.

VII. RELEIF REQUESTED

Wherefore the Plaintiff respectfully
requests that this court grant the following
relief:

• 19. INJUNCTIVE RELIEF ORDERING
THE DEFENDANT TO:

• A. Release the PLAINTIFF of the
\$16.99.00 DEBT accrued on 11/1/18
for "RESTITUTION" for "DESTRUCTION OF
VIDEO COURT UNIT".

• B. REFUND the \$37.11 the
DEFENDANT charged the PLAINTIFF for the
illegal "RESTITUTION" "DEBT" accrued on
11/1/2018 on 8/26/21.

• C. REFUND the \$6.52 the
DEFENDANT charged the PLAINTIFF for the
illegal "RESTITUTION" "DEBT" accrued on

11/1/2018 on 10/19/22.

• D. REFUND the \$⁷⁶ to the DEFENDANT charged the PLAINTIFF for the illegal "RESTITUTION" "DEBT" accrued on 11/1/2018 on 10/27/22.

• E. ~~REBATE~~ Request that the IRS AUDIT the RFDIC (SOMEONE must have REQUISITIONED the money from their TAX PAYERS BUDGET!)

• 20. DECLATORY JUDGEMENT STATING :

• A. The PLAINTIFF's RIGHTS have been VIOLATED by the DEFENDANT as described in SECTION VI LEGAL CLAIMS of this COMPLAINT.

• 21. My court costs paid for by the DEFENDANT.

• 22. JUDGE(BENCH) Trial on all issues triable by JUDGE (BENCH).

• 23. Any additional relief this court deems just, proper & equitable.

VERIFICATION

I, the PLAINTIFF, BRYAN SLEGGY
hereby verify that the alleged
matters herein are true &
correct & I do so under the
penalty of perjury.

EXECUTED @ E.S.H.on:

7/13/22

Bryansleggy

BRYANSLEGGY
(Pro Se)

RHODE ISLAND DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM

Grievance #:	Date Received (Level 1):	Date Received (Level 2):
2022-0182	3/29/2022	

DO NOT WRITE ABOVE THIS LINE

Part A. - Complaint

Instructions: Provide complete, accurate and legible information. Attach copies of required documentation. If additional space is needed, please attach a separate sheet to this form and include your name and inmate ID number on each sheet of paper. Failure to adhere to the filing procedures outlined in the most recent version of RIDOC policy 13.10; Inmate Grievance Procedure, may result in your grievance being returned as denied or unprocessed.

Inmate Name: BRYAN SEVEGNY Inmate ID#: 135888 Grievance File Date: 3/29/22

(NOTE: THIS GRIEVANCE HAS BEEN SUBMITTED ALREADY AND IS HERMA COMPLETED (W/D HAS PROCESSED IT))

Facility: ISC HSC MAX MED MIN WOM

Description (Must include the date the incident occurred, the facility where it occurred and the reasonable relief requested):

On 5/24/18 a charge of Damage to Public Property Video/Audio Transmitting Unit was dismissed pursuant to RULE 48-A Super Ct. rules. As a result of this dismissal by the STATE OF RI, the RIDOC placed me in debt in NOVEMBER 2018 as an act of retaliation when I was in their custody, and even though it had been sanctioned only \$100.00 of restricted years prior on AUDIE. Please clear me of this illegal 4 thousand dollar debt.

Inmate's Signature: Bryan Sevegnny

Date: 3/29/22 received on record
as NOVEMBER 2018. Thank you.

Receiving Staff Signature: _____

Date: _____

DO NOT WRITE BELOW THIS LINE

Part B. - Response

Level 1 - Date Received by Warden/designee: _____

Level 2

Mr. Sevegnny,

This grievance is in violation of Policy 13.10-4. Inmates have seven days to submit a grievance from the time they are aware of the problem. This grievance is returned unprocessed.

Deputy Warden Fennessey

Approved Denied Unprocessed Withdrawn Referred to: _____

Signature: M. D. Fennessey Title: Deputy Response Date: 4/3/2022

Part C. - Appeal Level 1 Grievance Response Not Received Within Fifteen (15) Days

Instructions: If you wish to appeal your Level 1 grievance decision please sign and date below. **DO NOT** include a statement or summary of your grievance, as it is on file with the Department. This appeal will take into consideration only the grievance statement submitted at Level 1.

Inmate Signature: Bryan Sevegnny Date: 4/12/22

Level 1 Distribution: Facility Grievance Officer, Inmate

Level 2 Distribution: Department Grievance Coordinator

